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Attorneys for Defendants
SONOMA COUNTY SHERIFF'S DEPARTMENT,
BILL COGBILL and COUNTY OF SONOMA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

VALERIE GEORGE, as Administrator and
Personal Representative of THE ESTATE OF
RYAN GEORGE; VALERIE GEORGE and
TAJMAH BEAUCHAMP, as Legal
Representatives for Jaida George and Ryan
George, Jr.; VALERIE GEORGE, Individually;
DONALD GEORGE; and TAJMAH
BEAUCHAMP, Individually,

Plaintiffs,

vs.

SONOMA COUNTY SHERIFF'S
DEPARTMENT; BILL COGBILL; COUNTY
OF SONOMA; CALIFORNIA FORENSIC
MEDICAL GROUP, INC.; JAMES LUDERS,
M.D.; MICHAEL E. DAGEY, R.N.; SUTTER
HEALTH; SUTTER MEDICAL CENTER OF
SANTA ROSA; EDWARD W. HARD, M.D.;
RICHARD FLINDERS, M.D.; JOSEPH N.
MATEL, M.D.; NORICK JANIAN, M.D.; and
DOES 1 through 25, inclusive,

Defendants.

Case No.: 3:08-cv-02675-EDL

~~[PROPOSED]~~ ORDER ON PLAINTIFFS'
MOTION TO COMPEL AND COUNTY
DEFENDANTS' MOTION TO QUASH

Date: January 12, 2010
Time: 2:00 p.m.
Ctmm: E, 15th Floor

Magistrate Judge Elizabeth D. Laporte

Plaintiffs filed their Motion to Compel on November 13, 2009. On December 11, 2009, this Court filed its Order Setting Briefing Schedule And Hearing Date For Plaintiffs' Motion To Compel Depositions Of District Attorney Stephan Passalacqua, Assistant District Attorney Robert LaForge And Dr. R. Ward Hagar And Finding The Remainder Of Plaintiffs' Motion To Compel Untimely.

The December 11, 2009 Order disposed of the most of Motion to Compel, with the exception of plaintiffs' request for an Order allowing them to take the depositions of District Attorney Stephan Passalacqua, Assistant District Attorney Robert LaForge and Dr. R. Ward Hagar. Plaintiffs' request to take those depositions, and the County defendants' Motion To Quash Deposition Subpoenas For Depositions Of Dr. R. Ward Hagar, Stephen Passalacqua And Robert La Forge, came on for hearing on January 12, 2010. After considering all pleadings, papers and arguments in support of and in opposition to the Motion to Compel and the Motion to Quash, and good cause appearing therefore,

IT IS HEREBY ORDERED that the Motions are denied in part and granted in part. The Motion to Compel's request for an Order allowing plaintiffs to take the depositions of District Attorney Stephan Passalacqua, Assistant District Attorney Robert LaForge and Dr. R. Ward Hagar is denied. Sonoma County's counsel has represented to the Court that Sonoma County will not call Dr. Hagar as an expert in this case. The Motion to Quash the deposition subpoenas served on District Attorney Stephan Passalacqua, Assistant District Attorney Robert LaForge and Dr. R. Ward Hagar is granted.

IT IS HEREBY FURTHER ORDERED that the Motion to Compel the Sonoma County District Attorney's Office to produce copies of any witness statements relating to the District Attorney's investigation into the death of Ryan George that are in the custody or under the control of the Sonoma County District Attorney's Office, is granted. Copies of such witness statements shall be produced by the Sonoma County District Attorney's Office within twenty (20) days of the date of this Order.

DATED: February 1, 2010


HONORABLE ELIZABETH D. LAPORTE